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11 Attorneys for Plaintiff
12 TIMOTHY GARDNER

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15
16 TIMOTHY GARDNER,

17 Plaintiff, NO. C10-03410 EMC
18
19 vs.
20
21 CITY OF BERKELEY, DAVID HODGKINS;
DOUG HAMBLETON; ROY MEISNER;
BOBBY MILLER,
22
23 Defendants.

STIPULATION AND [PROPOSED]
ORDER TO EXTEND EXPERT
DISCOVERY CUT-OFF

Complaint Filed: June 25, 2010
Removed to Federal Court: Aug. 3, 2010

24 STIPULATION

25 The parties hereby stipulate through their undersigned counsel that the expert discovery
26 cut-off be extended as follows:

27 November 21, 2011: Expert's opening reports

28 December 5, 2011: Rebuttal reports

December 19, 2011: Expert discovery cut-off.

GOOD CAUSE EXISTS for the stipulation to extend time as follows: The Parties have one additional item of non-expert discovery remaining (the deposition of Eric Gustafson, scheduled for November 15, 2011). Thus, allowing the Parties a short period of time after non-expert discovery closes in order to complete expert discovery promotes the interests of justice and will result in no prejudice to any party.

Respectfully submitted:

ZACH COWAN, City Attorney
MARK J. ZEMBSCH, Deputy City Attorney

Dated: November 2, 2011

Respectfully submitted:

BURNS, SCHALDENBRAND & RODRIGUEZ

Dated: November 2, 2011

By: /s/

EDWARD W. BURNS
Attorney for Plaintiff Timothy Gardner

THE FOREGOING STIPULATION
IS APPROVED AND IS SO ORDERED.

11/4/11

